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TITLE 326 AIR POLLUTION CONTROL BOARD

LSA Document #04-182(F)

DIGEST

Adds 326 IAC 3-8 concerning compliance assurance monitoring. Effective 30 days after filing with the Secretary of State.

HISTORY

First Notice: July 1, 2004, Indiana Register (27 IR 3349).
Second Notice: July 1, 2005, Indiana Register (28 IR 3057).
Notice of First Hearing: July 1, 2005, Indiana Register (28 IR 3057).
Change of Hearing Notice: October 1, 2005, Indiana Register (29 IR 51).
Date of First Hearing: December 7, 2005.
Proposed Rule and Notice of Second Hearing: January 1, 2006, Indiana Register (29 IR 1253).
Change of Hearing Notice: February 1, 2006, Indiana Register (29 IR 1581).
Date of Second Hearing: March 1, 2006.

326 IAC 3-8

SECTION 1. 326 IAC 3-8 IS ADDED TO READ AS FOLLOWS:

Rule 8. Compliance Assurance Monitoring Requirements

326 IAC 3-8-1 Applicability; incorporation by reference of federal standards

Authority: IC 13-14-8; IC 13-17-3-4; IC 13-17-3-11; IC 13-17-3-12
Affected: IC 13-11; IC 13-17

Sec. 1. (a) This rule applies to pollutant-specific emission units at Title V sources that meet the applicability criteria of 40 CFR 64.2, except for backup utility units exempt under 40 CFR 64.2(b). For purposes of this rule, the definitions in 40 CFR 64 shall apply in any conflict between definitions in 326 IAC 3-4-1 and 40 CFR 64.

(b) References to:

- (1) "section 70.6(a)(3)(i) of this chapter" shall mean 326 IAC 2-7-5(3)(A);
- (2) "section 70.6(a)(3)(i)(B) of this chapter" shall mean 326 IAC 2-7-5(3)(A)(ii);
- (3) "section 70.6(a)(3)(ii) of this chapter" shall mean 326 IAC 2-7-5(3)(B);
- (4) "section 70.6(a)(3)(iii) of this chapter" shall mean 326 IAC 2-7-5(3)(C);
- (5) "section 70.7(f)(1)(i) of this chapter" shall mean 326 IAC 2-7-9(a)(1);
- (6) "section 70.7(f)(1)(iii) of this chapter" shall mean 326 IAC 2-7-9(a)(3)(A) and 326 IAC 2-7-9(a)(3)(B); and
- (7) "section 70.7(f)(1)(iv) of this chapter" shall mean 326 IAC 2-7-9(a)(3)(C).

(c) The air pollution control board incorporates by reference 40 CFR 64, "Compliance Assurance Monitoring"*.

***These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington D.C. 20401 or are also available for review and copying at the Indiana Department of Environmental Management, Office of Air Quality, Indiana Government Center-North, Tenth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (Air Pollution Control Board; 326 IAC 3-8-1; filed May 31, 2006, 9:30 a.m.: 29 IR 3349)**

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Proposed Rule Published: January 1, 2006; 29 IR 1253

Hearing Held: March 1, 2006

Approved by Attorney General: May 18, 2006

Approved by Governor: May 31, 2006

Filed with Secretary of State: May 31, 2006, 9:30 a.m.

IC 4-22-7-5(c) Notice from Secretary of State Regarding Documents Incorporated by Reference: None Received by Publisher